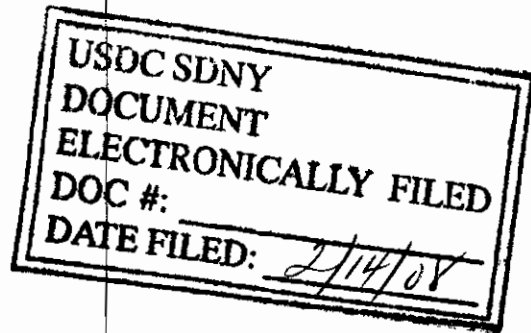


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Attorneys for Plaintiffs



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VICTOR MARQUEZ, Individually, and on
Behalf of All Other Persons Similarly Situated

Plaintiffs,

-against-

AQUATIC RECREATIONAL MANAGEMENT, INC.,
JOEL WHITE, and JOHN DOES # 1-10,
Jointly and Severally

Defendants.

07 CIV 10732 (LAP)

Electronically Filed

STIPULATION AND ORDER OF DISMISSAL

IT IS hereby STIPULATED AND AGREED by and between the undersigned that the above-captioned action shall be, and hereby is, dismissed with prejudice and on the merits and without costs or attorneys' fees to any party as against the other. It is also stipulated and agreed that this Court will retain jurisdiction for purposes of resolving any questions or issues that might arise in connection with the dismissal of this action.

STIPULATED AND AGREED:

PELTON SERPE LLP

By: Brent E. Pelton
Brent E. Pelton (BP-1055)

111 Broadway, 9th Floor
New York, New York 10006
(212) 725-3600
Attorneys for Plaintiff

AQUATIC RECREATIONAL MGT. INC. &
JOEL WHITE

By: 

Joel White
341 W. 87th Street
New York, New York 10024

The Clerk of the Court shall mark this action closed and all pending motions denied as moot. Authorized representative for Defendants
Aquatic Recreational Mgt. Inc. and Joel White

SO ORDERED:

SO ORDERED:


LORETTA A. PRESKA, U.S.D.J.

Hon. Hon. Loretta A. Preska, U.S.D.J.

February 13, 2008 M